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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Theodore J. Criares
Group Art Unit : 1617
Applicants : Grigori N. Enikolopov et al.
Application No. : 10/045,204 Confirmation No.: 3409
Filed : October 24, 2001
For : THERAPEUTIC USES FOR NITRIC OXIDE INHIBITORS

Hon. Commissioner for Patents
P.O. Box 2327
Arlington, Virginia 22202

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(b) and (c)

COLD SPRING HARBOR LABORATORY (hereinafter "CSHL"), a corporation organized and existing under the laws of the State of New York, and having a place of business at One Bungtown Road, Cold Spring Harbor, New York 11724, represents that it is the assignee of record of the entire right, title and interest, by assignment, of the following:

United States Patent Application No. 10/045,204 ("the '204 application"), for "THERAPEUTIC USES FOR NITRIC OXIDE INHIBITORS," filed on October 24, 2001, which is a continuation application of United States Patent Application No. 09/315,929, filed on May 20, 1999 and issued as United States Patent No. 6,372,796 on April 16, 2002 ("the '796 patent").

An assignment to CSHL of the entire right, title and interest in and to the subject matter of the '796 patent was recorded in the United States Patent and Trademark

Office on November 1, 1999 at Reel/Frame 010346/0872 and on November 18, 1999 at Reel/Frame 010394/0781.

The undersigned, on behalf of CSHL, hereby disclaims the terminal portion of any patent granted on the '204 application which would extend beyond the expiration date of the '796 patent.

The undersigned, on behalf of CSHL, agrees that any patent so granted on the '204 application shall be enforceable only for and during such period that said patent is commonly owned with the '796 patent, and that this terminal disclaimer is binding upon the grantee of said patent and its successors and assigns.

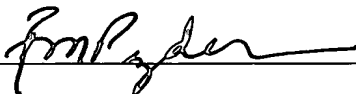
The undersigned does not disclaim any terminal portion of any patent granted on the '204 application prior to the full statutory term of the '796 patent, in the event that the '796 patent subsequently (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid by a court of competent jurisdiction, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), (e) has all claims canceled by a reexamination certificate, or (f) is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

The undersigned hereby states and certifies that:

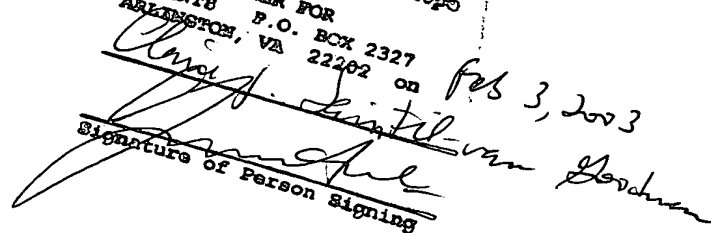
1. The undersigned is an agent of record in the above-identified patent application and is authorized to act on behalf of assignee corporation in connection with said application; and

2. The above-identified assignment has been reviewed and, to the best of the undersigned's knowledge and belief, title to the '204 application and the '796 patent is in assignee.

Dated: 2/3/03

By: 

Z. Ying Li (Reg. No. 42,800)
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Signature of Person Signing